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APPLICATION GRANTED
SO ORDERED
VERNON S. BRODERICK
U.S.D.J. 4/18/2017

All parties are directed to appear for a telephone conference on April 19, 2017 at 12:45 pm. Counsel for Plaintiffs is directed to email the Chambers inbox, and copy all parties, by April 18 at 5:00 p.m. to provide one dial-in number and one conference passcode that all participants will use for the April 19 telephone conference.

**VIA ECF**
Hon. Vernon S. Broderick
United States District Court
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square, Room 415
New York, NY 10007

Re: *Rinde et al v. Crone*
1:17-cv-02468-VSB

Dear Judge Broderick:

We represent the plaintiffs in this action which was commenced in New York State's Supreme Court and, after notice of plaintiffs' application to that Court for a further injunction was provided to defendants, improperly removed to this Court. Last week, this Court signed plaintiffs' Order requiring the defendants to show cause (on May 4), *inter alia*, why the TRO entered by this Court on April 12 should not be extended and a preliminary injunction granted preventing further fraudulent transfer of property (100,000 shares of stock of Akoustis, Inc.) indisputably owned exclusively by plaintiff CKR Global Advisors, Inc.

Counsel in this case for defendant Gorham – who also acted as counsel for Mark Crone in prior State Court litigation in which a similar injunction was issued against Mr. Crone but which it appears he may have ignored or violated – continues to dissemble and take steps to delay and frustrate plaintiffs' rights to its property. His latest is a filing today seeking the summary referral of this action to the Bankruptcy Court based on an unsupported and unsupportable claim of relation to Mr. Crone's bankruptcy proceeding in California.

Although plaintiffs believe and maintain that there is neither a factual nor legal basis for the relief Mr. Gorham's counsel now affirmatively seeks, in order to avoid and minimize the filings regarding these and other distracting side-shows, this will confirm my earlier telephonic request for the earliest possible telephone conference with the Court at which this and other items – including Mr. Gorham and his counsel's dilatory conduct and efforts to evade service of process - can be addressed.

Respectfully,

*S/Lawrence E. Tofel*

Lawrence E. Tofel

Cc: via ECF